IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8739 OF 2005

Praven Ramchandra Ninawe ... Petitioner

Versus

Dr. S. Singh & Anr. ... Respondents.

Mr. Aparajit Ninawe for the Petitioner

None for the Respondents.

CORAM: V.G. PALSHIKAR, Ag.C.J., &
D.B. BHOSALE, J.
DATE: DECEMBER 16, 2005.

P.C.:-

1. By this petition, the petitioner complains of the order passed by the Central Administrative Tribunal on 16th September, 2005, rejecting the application of the petitioner for taking action under the Contempt of Courts Act against the respondents.

2. The Tribunal has found in paragraph 5 of the order that it is satisfied that respondent No. 1 has done compliance of the order of the Tribunal. Therefore, the contempt petition was

dismissed. This dismissal is challenged on the ground that the Tribunal was in error in concealing this aspect that the petitioner had never applied for the post of Personal Assistant on deputation basis, but had applied for the post of Stenographer, Grade III. From the earlier order, of which violation or non-compliance is complained of, it is obvious and clear that the petitioner was asked to go on deputation. The finding of the Tribunal that there is no contempt cannot, therefore, be termed as perverse so as to require interference. Hence, the petition is dismissed.